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Joseph M. Cerra (JMC-0903)
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UNITED STATES
DISTRICT COURT

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

CHARLES M. FORMAN, Chapter 11
Trustee For The Estate Of Cutrupi &
Company, Inc, Debtor,

Plaintiff,

v.

CIVETTA-COUSINS JV, L.L.C.,

Defendant.

Docket No. 03cv5449 (JAP)

STIPULATION OF DISMISSAL WITH PREJUDICE

The matter in difference in the above entitled action having been amicably adjusted by and between Charles M. Forman, Chapter 11 Trustee For The Estate of Cutrupi & Company, Inc., Debtor and Civetta-Cousins JV, LLC, it is hereby stipulated and agreed that the same be and it is hereby dismissed with Prejudice.

FORMAN HOLT & ELIADES LLP

WELBY, BRADY & GREENBLATT, LLP

BY: /S/ WILLIAM L. WALDMAN
WILLIAM L. WALDMAN (WLW-1452)
Attorney for Plaintiff

BY: /S/ PAUL G. RYAN
PAUL G. RYAN, ESQ.
Attorney for Defendant

DATED: April 19, 2005
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So ordered:
JLW 5/11/05